GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

MINES & MINERALS – Determination of Mining Lease held by Smt.G.Sumitra for Laterite over an extent of 4.636 ha in Sy.Nos.4/p, 5/p and 8/p of Chavidikota Village, Maredumilli Mandal, East Godavari District - Orders - Issued.

INDUSTRIES & COMMERCE (M.II) DEPARTMENT

G.O.Ms.No.68 Dated:14.08.2015

Read the following:-

1. G.O.Ms.No.182, Ind. & Com. (M.III) Dept., Dt.11.07.2007.
2. From the DM&G, Govt., of A.P., Hyd, File No.Lr.No.37611/ R1-1/2013, dt:13.02.2015, dt.01.04.2015 and 15.06.2015.

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O R D E R :

In the reference 1st read above, based on the report of the Director of Mines & Geology, Hyderabad, Government have granted a mining lease, for Laterite over an extent of 4.636 ha in Sy.Nos.4/p, 5/p and 8/p of Chavidikota Village, Maredumilli Mandal, East Godavari District, for a period of 20 years, in favour of Smt.G.Sumitra. Accordingly, the Assistant Director of Mines & Geology, Rajahmundry executed the mining lease on 19.12.2007.

2. In the reference 2nd read above, the Director of Mines & Geology, A.P., Hyderabad has reported that the ADM&G, Rajahmundry has issued dispatch permits to the lessee for 34731.50 Mts. Subsequently, some allegations were made against the lessee that an illegal mining doing by her. To that effect, an enquiry was conducted. As per the survey report, differences between quantity obtained and quantity arrived from pit measurement in the leased area. Hence, it is evident that the lease holder misused the transit permits for 34731.50 Mts, leading violations of agreement and MC Rules. Further, the ADM&G, Rajahmundry vide his Lr.dt.12.08.2013, has submitted report to the Deputy Director of Mines & Geology, Kakinada requesting to recover an amount of Rs.47,07,579/-from Smt.G.Sumithra for illegal mining outside leased area as per Section 21(5) of MMDR Act., for which he is the competent authority under G.O.Ms.No.161/23.04.1980 to recover the amount. To the effect, the DDM&G, Kakinada has issued Notice to the lessee for her explanation. The lessee gave her reply to Notice.

3. Further, the Director of Mines & Geology, Hyderabad has also reported that a compliant No.5121/2013/B2, has been filed before Honble Lokayktha, against DDM&G, Kakinada for violations of section 21 (5) of MMDR Act, 1957, in submitting his report dt.26.12.2013 to DM&G, Hyd. Accordingly, the Lokayuktha vide its order dt.06.08.2014, has directed the Director of Mines & Geology, Hyderabad to submit action taken report pursuant to the detailed report dt.26.12.2013 received from the DDMG, Kakinada.

(P.T.O)

4. The Director of Mines & Geology, Hyderabad has therefore requested the Government to determine the mining lease held by Smt.G.Sumithra, for Laterite over an extent of 4.636 ha in Sy.No.4/P, 5/P and 8/P of Chavidikota (V), Maredumilli (M), East Godavari, as per 45 (IV) of Mineral Concession Rules, 1960 read with Covenant 2 of general provisions in Part-IX of Form-K of the lease agreement.

5. After careful examination of the matter and keeping in view the orders of Honble Lokayktha in Complaint No. 5121/2013/B2, dt.06.08.2014, Government, hereby determine the mining lease held by Smt. G. Sumitra, for Laterite, over an extent of 4.636 ha in Sy.No.4/p, 5/p and 8/p of Chavidikota (V), East Godavari Dist., as per Sub-rule IV of Rule 45 of MC Rules, 1960 read with covenant 2 of general provisions in Part-IX of Form-K of the lease agreement, since, she involved in the illegal mining outside the mining area by misusing permits issued to her and thereafter violated the lease conditions.

6. The Director of Mines & Geology, Hyderabad is also directed to examine the feasibility of recovery of mineral revenue dues of Rs.47,07,579/- from Smt.G. Sumithra, for the quantity mined mineral outside the leased area and transported the mineral by misusing the permits issued by the Assistant Director of Mines & Geology, Rajahmundry by raising the Demand Notice for recovery of dues, to avoid revenue loss to Government, under intimation to Govt.

7. The Director of Mines & Geology, Government of Andhra Pradesh, Hyderabad shall take necessary action accordingly.

[BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH]

S.S.RAWAT
SECRETARY TO GOVERNMENT

To
Smt. G.Sumithra, Chatlawada Village,
Maredumilli Mandal, East Godavari Dist (**BY RPAD)**
The Director of Mines & Geology, Government of Andhra Pradesh, Hyd.
Copy to:
The Zonal Joint Director of Mines & Geology, Visakhapatnam District.
The Assistant Director of Mines & Geology, Rajahmundry.
The District Collector, East Godavari Dist., Kakinada.
The Secretary to Govt. of India, Ministry of Mines,
Sastry Bhavan, New Delhi-110001.
The Controller General, Indian Bureau of Mines, Indira Bavan,
Civil Lines, Nagpur - 440001.
The Director General, Mines Safety, Dhanbad, Jarkand.
The Regional Controller of Mines, Koti, Hyderabad.
SF//SCs (C.No.1595/M.II(2)/2015)

Copy of this order is available on Internet and can be accessed at address http://www.ap.gov.in/goir".

//FORWARDED :: BY ORDER//

SECTION OFFICER